

Union Calendar No. 238

109TH CONGRESS
2^D SESSION

H. R. 4204

[Report No. 109–430]

To direct the Secretary of the Interior to transfer ownership of the American River Pump Station Project, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 2, 2005

Mr. DOOLITTLE introduced the following bill; which was referred to the Committee on Resources

APRIL 25, 2006

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

To direct the Secretary of the Interior to transfer ownership of the American River Pump Station Project, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “American River Pump
5 Station Project Transfer Act of 2005”.

1 **SEC. 2. AUTHORITY TO TRANSFER.**

2 The Secretary of the Interior (hereafter in this Act
3 referred to as the “Secretary”) shall transfer ownership
4 of the American River Pump Station Project located at
5 Auburn, California, which includes the Pumping Plant, as-
6 sociated facilities, and easements necessary for permanent
7 operation of the facilities, to the Placer County Water
8 Agency, in accordance with the terms of Contract No. 02–
9 LC–20–7790 between the United States and Placer Coun-
10 ty Water Agency and the terms and conditions established
11 in this Act.

12 **SEC. 3. FEDERAL COSTS NONREIMBURSABLE.**

13 Federal costs associated with construction of the
14 American River Pump Station Project located at Auburn,
15 California, are nonreimbursable.

16 **SEC. 4. GRANT OF REAL PROPERTY INTEREST.**

17 The Secretary is authorized to grant title to Placer
18 County Water Agency as provided in section 2 in full satis-
19 faction of the United States’ obligations under Land Pur-
20 chase Contract 14–06–859–308 to provide a water supply
21 to the Placer County Water Agency.

22 **SEC. 5. COMPLIANCE WITH ENVIRONMENTAL LAWS.**

23 (a) IN GENERAL.—Before conveying land and facili-
24 ties pursuant to this Act, the Secretary shall comply with
25 all applicable requirements under—

1 (1) the National Environmental Policy Act of
2 1969 (42 U.S.C. 4321 et seq.);

3 (2) the Endangered Species Act of 1973 (16
4 U.S.C. 1531 et seq.); and

5 (3) any other law applicable to the land and fa-
6 cilities.

7 (b) EFFECT.—Nothing in this Act modifies or alters
8 any obligations under—

9 (1) the National Environmental Policy Act of
10 1969 (42 U.S.C. 4321 et seq.); or

11 (2) the Endangered Species Act of 1973 (16
12 U.S.C. 1531 et seq.).

13 **SEC. 6. RELEASE FROM LIABILITY.**

14 Effective on the date of transfer to the Placer County
15 Water Agency of any land or facility under this Act, the
16 United States shall not be liable for damages arising out
17 of any act, omission, or occurrence relating to the land
18 and facilities, consistent with Article 9 of Contract No.
19 02–LC–20–7790 between the United States and Placer
20 County Water Agency.

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